

VACATION

Declaratory
~~Improvement~~ Res. No. 894-1955

Which provides for the Vacation
of the first alley east of
Webster Street from the south
property line of Superior Street
to its southern terminus.

Resolution Adopted:

August 24, 1954

Confirmed:

Sept. 23, 1954

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Comfirmed:

Jan. 20, 1955

For the Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ of the first alley east of Webster Street from the south property line of Superior Street to the north right-of-way line of the New York, Chicago & St. Louis Railroad.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the first alley east of Webster Street from the south property line of Superior Street to the north right-of-way line of the New York, Chicago & St. Louis Railroad.

"MODIFIED" to read as follows: September 23, 1954.

For the Vacation of the first alley east of Webster Street from the south property line of Superior Street to its southern terminus.

All as shown by a plan of such proposed ~~Opening - Vacation - Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ is described as follows:

All lots and lands lying south of Superior Street and north of the north right-of-way line of the New York, Chicago & St. Louis Railroad between Webster Street & Harrison Street.

"MODIFIED" to read as follows: September 23, 1954

For the Vacation of the first alley east of Webster Street from the south property line of Superior Street to its southern terminus.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by ^{paid} above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplemental thereof.

The vacation of the above described ~~Street and alleys~~ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All Streets, lots and lands affected by the above described is situated in the southeast and southwest quarters of Section 2, Township 30 North, Range 12 East.

ADOPTED THIS 24th DAY OF August, 1954.

Attest:

J. L. Hallett
Secretary Board of Public Works.

Frank R. Ross
Ernest M. Darling
Board of Public Works.

*Order placed & spec
ok for mon.*

City of Fort Wayne
Indiana



OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE, INDIANA

July 27, 1954

Mr. Robert Y. Adams,
Planning Director
505 Standard Building
Fort Wayne, Indiana

Dear Sir:

You are hereby instructed to investigate and report a petition providing for the vacation of the first alley east of Webster Street from the south property line of Superior Street to its southern terminus.

Yours truly,

W. J. Swanson
Frank K. Ross
Cliff M. Gach
BOARD OF PUBLIC WORKS

ATTEST:

J. L. Hall
Secretary

JLH:m

No objection.
Aug 9.

P E T I T I O N

Fort Wayne, Ind., July 23, 1954

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real

estate on south side of Superior Street, from
Webster Street to first alley west of Harrison Street

respectfully petition for the passage of a resolution providing for the vacation of the first alley east of Webster Street from the south property line of Superior Street to its southern terminus,

Max Himmelstein
Rose Himmelstein

THE NEW YORK, CHICAGO AND ST. LOUIS RAILROAD COMPANY

By: E. W. Smith
Vice-President

Petition for Passage

of a Resolution for

the vacation of the first
alley east of Webster Street
from the south property
line of Superior Street to
its southern terminus.

from _____

to _____

Filed with the Board of Public Works

Re .Y. Adams - 7/27/54

Plans Ordered: Aug. 5, 1954.



